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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA, ) No. 3:13-CR-00550 TEH  
14 )  
15 Plaintiff, )  
16 ) ~~[PROPOSED]~~ ORDER OF DETENTION  
17 v. )  
18 CHRISTOPHER ELMORE, )  
Defendant. )  
\_\_\_\_\_ )

19 The parties appeared before the Honorable Joseph C. Spero on April 17, 2017, for a detention  
20 hearing. The defendant was present and represented by defense counsel Daniel Blank. The government  
21 was represented by Assistant United States Attorney Katherine Lloyd-Lovett. The government moved  
22 for detention, submitting that the defendant could not meet his burden to show by clear and convincing  
23 evidence that he would not flee or pose a danger to the community. Fed. R. Crim. P. 32.1(a)(6); 18  
24 U.S.C. § 3143(a)(1).

25 The Court has considered the parties' proffers during the hearing, the defendant's past conduct  
26 and criminal record, and the factors set forth in 18 U.S.C. § 3142(g). For the reasons stated on the  
27 record at the hearing, the Court finds that no condition or combination of conditions will reasonably  
28

1 assure the defendant's appearance or the safety of the community if the defendant were released. In  
2 particular, the Court takes note of the fact that Mr. Elmore has repeatedly violated court supervision in  
3 the past. On addition, Mr. Elmore's length felony record demonstrates that the Court cannot fashion  
4 conditions sufficient to protect the safety of the community pending Mr. Elmore's release. Moreover,  
5 Mr. Elmore is at risk of flight due to his past violations of court orders and because his flight from the  
6 scene of a vehicle accident during the incident leading to his most recent arrest echoes his prior conduct  
7 fleeing from the authorities during his arrest on March 26, 2013, on the charges that led to his prior  
8 federal sentence in the above-captioned case.

9 The Court therefore orders the defendant detained pending further proceedings in this matter.  
10 The defendant is committed to the custody of the Attorney General or a designated representative for  
11 confinement in a correctional facility. The defendant must be afforded a reasonable opportunity to  
12 consult privately with counsel. On order of a court of the United States or on request of an attorney for  
13 the government, the person in charge of the corrections facility must deliver the defendant to the United  
14 States Marshal for a court appearance.

15 IT IS SO ORDERED.

16 19

17 DATED: April ~~17~~, 2017

  
HON. JOSEPH C. SPERO  
Chief United States Magistrate Judge